

**IN THE HIGH COURT OF KERALA AT ERNAKULAM**

**PRESENT :**

**THE HONOURABLE MR. JUSTICE KURIAN JOSEPH**

**WEDNESDAY, THE 21ST FEBRUARY 2007 / 2ND PHALGUNA 1928**

**WP(C).No. 33676 of 2004(H)**  
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**PETITIONER:**  
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**P.J.GEORGE,  
RETD. D.E.O., PARAPPATTU HOUSE, KARUKONE,  
ANCHAL, KOLLAM DISTRICT.**

**BY ADV. SRI.S.MOHANDAS**

**RESPONDENTS:**  
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- 1. STATE OF KERALA,  
REPRESENTED BY SECRETARY TO GOVERNMENT,  
GENERAL EDUCATION (C) DEPARTMENT, TRIVANDRUM.**
- 2. DIRECTOR OF PUBLIC INSTRUCTION,  
TRIVANDRUM.**
- 3. DEPUTY DIRECTOR OF EDUCATION, KOLLAM.**
- 4. ACCOUNTANT GENERAL (A & E),  
KERALA, TRIVANDRUM.**

**BY GOVERNMENT PLEADER for R1 to R4**

**THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD  
ON 21/02/2007, THE COURT ON THE SAME DAY DELIVERED THE  
FOLLOWING:**

APPENDIX

PETITIONER'S EXHIBITS:

- EXT.P1: COPY OF ORDER NO.PA4-105262/87 DTD. 13/12/87 ISSUED BY 2ND RESPONDENT.
- EXT.P2: COPY LETTER NO.PA7/B/715 DTD. 5/07/89 ISSUED BY THE OFFICE OF THE 4TH RESPONDENT.
- EXT.P3: COPY OF MEDICAL CERTIFICATE DTD. 27/10/04 ISSUED BY ST.JOSEPH'S HOSPITAL, ANCHAL.
- EXT.P4: COPY OF LETTER NO.BLA (CR5-8802) DTD. 19/09/88 ISSUED BY DIRECTOR OF VIGILANCE INVESTIGATION.
- EXT.P5: COPY OF JUDGMENT DTD. 8/09/04 IN CRL.APPEAL NO.222/95.
- EXT.P6: COPY OF JUDGMENT DTD. 8/09/04 IN CRL.A.NO.220/95.
- EXT.P7: COPY OF JUDGMENT DTD. 8/09/04 IN CRL.A.NO.221/95.
- EXT.P8: COPY OF LETTER NO.54206/C3/97/G.EDN. DTD. NIL JANUARY 2000 ISSUED BY GOVT.
- EXT.P9: COPY OF ORDER NO.P6-105262/87 DTD. 9/10/1990 ISSUED BY 2ND RESPONDENT.

/TRUE COPY/

Kss

**KURIAN JOSEPH, J.**

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**W.P.(C) No.33676 OF 2004**  
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**Dated 21<sup>st</sup> February, 2007.**

**J U D G M E N T**

Of the several prayers, it is submitted that only 1 and 2 survive, which read as follows :-

- (i) "To issue a writ of mandamus or order or direction to the respondents to pass final orders as to the eligibility of pension and pensionary benefits to the petitioner pursuant to Exts.P5, P6 and P7 judgments of this Hon'ble Court, and to disburse the monetary benefits thereof to the petitioner expeditiously.
- (ii) To direct the respondents to revise the provisional pension of Rs.731/- from 1.4.1988 onwards based on pay revisions implemented in 1988, 1992 and 197 and to disburse the arrears with 10% interest thereof."

There will be a direction to the first respondent to pass final orders and take appropriate action in accordance with law in the matter with notice to the petitioner, within a period of three months from the date of production of a copy of the judgment by the petitioner, on both grievances.

The writ petition is disposed of as above.

**KURIAN JOSEPH, JUDGE.**

***tgs***

**KURIAN JOSEPH, J**

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**W.P.(C)No. of 2002**  
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**J U D G M E N T**

**Dated 21<sup>st</sup> February, 2007.**